

# Affidavit of Process Server

United States District Court for the Southern District of New York, State of NY  
(NAME OF COURT)

Venda vs Alvenda 10 CV 6240-LLS  
PLAINTIFF/PETITIONER DEFENDANT/RESPONDENT CASE NUMBER

I, Richard Torpey, being first duly sworn, depose and say: that I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service Alvenda, Inc., by serving National Registered Agents, Francis Burris - Person authorized to accept service of  
Service: I served process

NAME OF PERSON / ENTITY BEING SERVED

with (list documents) Order for Conference Pursuant to Rule 16(b), Notice of Motion for Preliminary Injunction,  
by leaving with Memorandum of Law in Support of Motion, Declaration of Jeffrey Max, Declaration of Noah Shube, Proposed Order

☐ Residence NAME RELATIONSHIP  
ADDRESS CITY / STATE  
☒ Business 160 Greentree Drive Suite 101 Dover, DE  
ADDRESS CITY / STATE

On 9/9/2010 AT 1:25 PM  
DATE TIME

Thereafter copies of the documents were mailed by prepaid, first class mail on DATE  
from CITY STATE ZIP

## Manner of Service:

- ☒ **Personal:** By personally delivering copies to the person being served.  
☐ **Substituted at Residence:** By leaving copies at the dwelling house or usual place of abode of the person being served with a member of the household over the age of 18 and explaining the general nature of the papers.  
☐ **Substituted at Business:** By leaving, during office hours, copies at the office of the person/entity being served with the person apparently in charge thereof.  
☐ **Posting:** By posting copies in a conspicuous manner to the front door of the person/entity being served.

**Non-Service:** After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served. Please see Service Attempts information below.

## Service Attempts:

One Legal - 194-Marin  
504 Redwood Blvd #223  
Novato, CA 94947  
415-491-0606

SUBSCRIBED AND SWORN to before me this 20 day of September, 2010, by Richard Torpey  
Proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me

[Signature]  
SIGNATURE OF PROCESS SERVER  
[Signature]  
SIGNATURE OF NOTARY PUBLIC  
NOTARY PUBLIC for the state of Delaware

KIMBERLY J. RYAN OL# 1739741  
NOTARY PUBLIC-DELAWARE  
My Commission Expires June 15, 2012